



ORDER DENIED
See court's abbreviated reasoning below.

Entered on Docket
December 10, 2010

A handwritten signature in black ink, appearing to read "Bruce A. Markell".

Hon. Bruce A. Markell
United States Bankruptcy Judge

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UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

SOUTH EDGE, LLC,

Involuntary Debtor.

Case No. 10-32968-bam

Chapter 11

**Order Granting Ex Parte Motion to
File Confidential Materials Regarding
Involuntary Petition Under Seal**

The Ex Parte Motion of JPMorgan Chase Bank, N.A. ("JPMorgan"), petitioning creditor, to File Confidential Materials Regarding Involuntary Petition Under Seal came before the Court for consideration. Good cause appearing, it is hereby:

1 ORDERED that JPMorgan has permission to file the unredacted Debt Trade
2 Documents under seal.

3 IT IS FURTHER ORDERED that these documents shall remain confidential and be
4 accessible only to the Court, unless a party in interest petitions the Court for access to the
5 documents and provides good cause why access should be granted to that party.

6 IT IS FURTHER ORDERED that any party obtaining access to these documents
7 shall maintain their confidentiality.

8 **Submitted by:**
9 **LEWIS AND ROCA LLP**

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JPMorgan Chase Bank, N.A. ("JPMorgan") filed its Ex Parte Motion to File Confidential Materials Regarding Involuntary Petition Under Seal on December 9, 2010, Dkt. No. 5. No supporting declarations were filed with the motion, notwithstanding JPMorgan's lawyers' contention that the matters sought to be sealed were both "confidential" and "commercial." Without any evidentiary foundation as to the essential elements of its request under Bankr. R. 9018 and 11 U.S.C. § 107, the court cannot grant the motion.

The deficiency, however, at least as to the provision of evidence, can be easily cured. Accordingly, pursuant to Local Rule 9018, and to allow JPMorgan to file an amended ex parte motion, the court will hold the documents already delivered to chambers, and will not file them on the docket or deliver them back to JPMorgan, until Tuesday, December 14, 2010, at 4:00 p.m.